



State of Utah

Department of Natural Resources

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas & Mining

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

May 17, 2005

Andrew Shick
Elite Rock Company, LLC
P.O. Box 787
Draper, Utah 84020

Subject: Conditional Acceptance of Notice of Intention to Commence Small Mining Activities, Elite Rock Co. LLC, Elite Rock - West Mine, S/049/050, Utah County, Utah

Dear Mr. Shick:

The Division received your Notice of Intent (notice) and initial permit fee payment on April 11, 2005, concerning your proposed Elite Rock West small mine to disturb approximately five acres located in NW1/4 of the NW1/4 of Section 12, T11S, R2W, SLBM, Utah County, Utah.

We have completed our review of your proposal and find that your notice satisfies the requirements of the Utah Mined Land Reclamation Act with the exception of the required \$8,500.00 reclamation surety and Reclamation Contract. As soon as the completed reclamation contract is received and the surety is approved by our Director, we will send you an official written acceptance letter along with copies of the fully signed and executed surety documents. You will then be authorized to commence your operations as outlined.

On May 12, 2005, during your visit to the Division, you indicated that you would acquire a certificate of deposit as your surety. Please have your banking officer contact Beth Ericksen at (801) 538-5318 regarding the specifics of setting up the account. Before signing the reclamation contract and the CD agreement letter, fax a "draft" copy to Beth Ericksen (801) 359-3940 so she can review them for completeness and accuracy. We will then inform you if corrections need to be made or if the documents can be finalized and submitted. Please submit the surety and Reclamation Contract within the next 30 days.

Andrew Shick
Page 2 of 2
S/049/050
May 17, 2005

Please be advised that no mining related disturbance can be created until the surety is received and you have received written acceptance from this office.

Thank you for your cooperation to help finalize this permitting action. In reply, please refer to file number S/049/050.

Sincerely,

A handwritten signature in cursive script that reads "Susan M. White". The signature is written in dark ink and is positioned above the printed name and title.

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:lk:jb
O:\M049-Utah\S0490050-EliteRockWest\final\condit-accept.doc